

AMENDED IN SENATE MAY 30, 2007

AMENDED IN SENATE MAY 8, 2007

AMENDED IN SENATE APRIL 9, 2007

SENATE BILL

No. 455

Introduced by Senator Denham

(Principal coauthor: Assembly Member Caballero)

February 21, 2007

An act relating to water, *making an appropriation therefor*, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 455, as amended, Denham. Water: Salinas Valley State Prison wastewater treatment plant.

Under existing law, the State Water Resources Control Board and the California regional water quality control boards prescribe waste discharge requirements for publicly owned treatment works and other dischargers in accordance with the federal Clean Water Act and the Porter-Cologne Water Quality Control Act.

Existing law authorizes the Director of General Services to dispose of state surplus property, subject to specified conditions, including authorization by the Legislature.

This bill would authorize the Director of General Services to sell, lease, convey, or exchange at fair market value specified real property at the Salinas Valley State Prison containing the prison's wastewater treatment facility to the City of Soledad upon those terms and conditions and subject to those reservations and exceptions as the Director of General Services determines are in the best interests of the state. *The bill would require the net proceeds of any moneys received from the*

disposition of the property to be paid into the Deficit Recovery Bond Retirement Sinking Fund Subaccount, a continuously appropriated fund. By increasing the amount transferred into a continuously appropriated fund, this bill would make an appropriation.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: ~~no~~-yes. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. The Legislature finds and declares the following:

2 (a) Due to documented hydrogeologic conditions, the City of
3 Soledad's existing wastewater treatment facilities as designed and
4 constructed are inadequate to continue to treat and dispose of, in
5 accordance with Regional Water Quality Control Board
6 requirements, the volume of wastewater now being generated by
7 the Salinas Valley State Prison and the City of Soledad.

8 (b) The expansion of the prison and growth within the city have
9 caused pending wastewater overflow that will have disastrous
10 effects on the prison and the city.

11 SEC. 2. It is the intent of the Legislature to authorize the sale
12 or transfer, as specified in Section 3 of this act, of the wastewater
13 treatment facilities located in the Salinas Valley State Prison, to
14 the City of Soledad.

15 SEC. 3. (a) Notwithstanding any other provision of law, the
16 Director of General Services may sell, lease, convey, or exchange
17 at fair market value to the City of Soledad, upon those terms and
18 conditions and subject to those reservations and exceptions as the
19 Director of General Services determines are in the best interests
20 of the state, all or any part of the following real property:

21 Approximately 33.5 acres of the facility known as the California
22 Department of Corrections and Rehabilitation Correctional Training
23 Facility, Soledad, Monterey County Assessor Parcel Numbers
24 257-041-020 and 257-041-021.

25 (b) *The net proceeds of any moneys received from the disposition*
26 *of the property described in subdivision (a) shall be paid into the*
27 *Deficit Recovery Bond Retirement Sinking Fund Subaccount, as*
28 *established by subdivision (f) of Section 20 of Article XVI of the*
29 *California Constitution.*

1 SEC. 4. This act is an urgency statute necessary for the
2 immediate preservation of the public peace, health, or safety within
3 the meaning of Article IV of the Constitution and shall go into
4 immediate effect. The facts constituting the necessity are:

5 In order to assure proper wastewater treatment and water quality
6 for treated wastewater from the City of Soledad and the Salinas
7 Valley State Prison, it is necessary for this act to take effect
8 immediately.

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